IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 25057 of 2004

Between:

T.Nanda Kumar S/o Sri TV.Satyanarayana Rao
H.M & F.W.Department AP.Secretariat, Hyderabad.

..... PETITIONER

AND

1 The Government of Andhra Pradesh rep.by its Secretary, GA (ser) Department, AP. Secretariat, Hyderabad.
2 The Government of Andhra pradesh rep.by its Secretary , GA(Political) Department, AP. Secretariat, Hyderabad.
3 V.Swaran Kumari W/o
L.F N &T Department , AP.Secretariat, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction more particularly one in the nature of Writ of Mandamus to declare the inaction on the part of the Hon'ble AP. Administrative Tribunal in passing the interim orders in OA.No.6924/2004 exercising the powers U/S 24 of the Administrative Tribunal Act, as illegal, arbitrary and consequently direct the respondents to include the name of the petitioner in the panel of Assistant Secretary to Government showing his name above the name of the 3rd respondent and to grant such other relief or reliefs as this Hon'ble court deems fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.K.RAM REDDY

Counsel for the Respondents: GP FOR SERVICES II

The Court made the following:

ORAL ORDER:- (PER GB,J.)

The Writ Petition is filed against the interim order, dated 23.12.2004 passed by the A.P. Administrative Tribunal in O.A.No.6924 of 2004.

2. The petitioner filed O.A. seeking the following relief:

> "In view of the facts mentioned in Para 6 above, the applicant prays that this Hon'ble Tribunal may be pleased to declare the impugned action of the respondent authorities in not taking steps for effecting the orders passed in G.O.Ms.No.64, dated 15.11.2000 revising his placement in the category of Assistant Section Officer and incorporating his name at an appropriate place in the Final Seniority list issued in G.O.Ms.No.186, dated 20.6.2003 as illegal, arbitrary and the one in violation of Principles of Equality and consequently direct the respondents to take all steps that are warranted for giving effect the orders issued in G.O.Ms.No.64, dated 15.11.2000 duly incorporating his name at an appropriate place in the Final Seniority list confirmed vide G.O.Ms.No.186, dated 20.6.2003 with all consequential benefits and to grant such other relief or reliefs as this Hon'ble Tribunal may deem fit and proper in the circumstances of the case and in the interest of justice."

3. The Tribunal while admitting the O.A., ordered Notice before admission, against which the present Writ Petition has been filed.

4. After hearing the learned counsel for the parties, we are not inclined to grant any relief to the petitioner as the petitioner has to await the further orders of the Tribunal.

5. Under those circumstances, we find it is premature and accordingly, the Writ Petition is dismissed. No costs.

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G. BIKSHAPATHY, J.

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B. SESHASAYANA REDDY, J.

Date: 31.12.2004

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To

1 The Secretary, Government of Andhra Pradesh,
GA (ser) Department, AP. Secretariat, Hyderabad.
2 The Secretary, Government of Andhra pradesh,
GA (Political) Department, AP. Secretariat, Hyderabad.
3 V.Swaran Kumari W/o
L.F N &T Department , AP.Secretariat, Hyderabad.

4 2 CCs to the G.P. for Services II, High Court of A.P., Hyderabad (OUT).

5 2 CD copies.